

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Richard Andolshek and Trinity Financial  
Corp.,

Plaintiffs,

Civ. No. 09-433 (RHK/JSM)

**ORDER**

v.

Charter Oak Fire Insurance Co. and Travelers  
Indemnity Co.,

Defendants.

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This matter is before the Court *sua sponte*. Defendants have filed a Motion to Dismiss this action, which is scheduled to be heard by the Court on July 21, 2009, at 8:00 a.m. Having reviewed the parties' Motion papers, the Court does not believe that oral argument will materially assist its resolution of the Motion. Accordingly, **IT IS ORDERED** that the hearing on Defendants' Motion is **CANCELED**. The Motion is deemed submitted as of July 16, 2009, the date of Defendants' Reply Memorandum.

Dated: July 17, 2009

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge